

Egyptian Regional Human Rights Authority
Meeting Minutes
September 24, 2013

The regular meeting of the Human Rights Authority (HRA) was held at Pagliai's Pizza Meeting Room, 509 South Illinois Ave., Carbondale, IL. Chairperson Clarence Russell called the meeting to order at 5:15 p.m. and read the confidentiality statement. A quorum was not present.

Members Present: Jim Livesay, Judy Atherton, Al Farmer and Clarence Russell

Members Absent: Sue Barfield, Sharon Mumford, Mary McMahan, Paul Jones and Pam O'Connor

Staff Present: Kim Conway

Guests: Leah Hammel, Chester Mental Health

Minutes: No action could be taken on the July 30, 2013 meeting minutes due to not having a quorum present.

Communications: The board discussed travel arrangements for the upcoming HRA training in Springfield.

Ratifications: No action could be taken on the following ratifications due to not having a quorum present. These cases will be included in ratifications at the next regularly scheduled meeting:

13-110-9037 Chester Mental Health Center. Alleges that a recipient is being denied access to his records, his privacy was violated and that there is inadequate treatment planning.

13-110-9038 Choate Mental Health & Developmental Center. Alleges that a recipient is receiving inadequate treatment planning.

13-110-9039 Chester Mental Health Center. Alleges that staff did not take appropriate steps to prevent abuse from occurring.

13-110-9040 Chester Mental Health Center. Alleges that there are inappropriate staff interactions; that a recipient is overmedicated and there is an inadequate OIG investigative process.

13-110-9041 Chester Mental Health Center. Alleges that a recipient is not being treated in the least restrictive environment.

New Complaints:

14-110-9001 State operated mental health facility - Alleges that there are no active treatments available at the facility relating to MISA, AA or other 12 step drug/alcohol programs or if there are, the recipient has not been allowed to join the groups after a request was made to. Also alleges negative staff interactions resulting in medical problems for the recipient and an

inadequate OIG investigative process. The final allegation is that the recipient is not receiving adequate medical care. Judy Atherton made a motion to accept the case for investigation, Jim Livesay seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

14-110-9002 State operated mental health facility - Alleges that a recipient's emergency treatment protocol is not being followed. The recipient's first (and only) preference is seclusion. However the allegation is that the recipient was placed in restraints first and then given emergency medication and has since been put on court enforced medication. Another allegation is that a recipient is being denied access to personal items. Judy Atherton made a motion to accept the case for investigation, Jim Livesay seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

Other New Business: None.

Unfinished Business: A motion was made by Jim Livesay to enter the first closed session at 5:29 p.m. Judy Atherton seconded and it carried. Confidential information was discussed regarding case progress, draft reports and case closures on cases that did not involve Chester Mental Health Center. Having taken no action in closed session, Judy Atherton made a motion to return to open session at 6:17 p.m. Al Farmer seconded and it carried. The following summary of items was discussed in closed session: Case progress was reviewed for cases # 13-110-9010; 13-110-9027; 13-110-9029; 13-110-9030; 13-110-9034; 13-110-9035 and 13-110-9038. There were no draft reports for review. Case closures were considered for cases # 12-110-9035; 13-110-9004 and 13-110-9024.

Case Progress Reports:

13-110-9010 - Choate Mental Health and Developmental Center - The chart review and initial interview at Choate has been completed. We still need to review the documents to see if the case is ready for report or if we need more information from Choate.

13-110-9027 - Trafford Estates/Choate Mental Health and Developmental Center - We have completed the interviews with the County Sheriff and Trafford Estates staff in Fairfield. We also completed interviews with staff at Choate and the chart review. We recently received the records requested from the Choate chart. The interview with the case coordination agency is scheduled to be completed in October. The case is still under investigation.

13-110-9029 - Choate Mental Health and Developmental Center - We have completed the site visit and chart review at Choate. We have received the records requested from the Choate chart. The site visit at the new CILA home is scheduled to be completed in October.

13-110-9030 - Choate Mental Health and Developmental Center - We completed the site investigation and chart review at Choate. We have received the records requested from the Choate chart. This case should be ready for report.

13-110-9034 - Massac County School District - We completed the site visit and chart review at Massac Unit one office, met with the Superintendent & Special Education Director. Another site

visit is scheduled in October. The case is still under investigation.

13-110-9035 - Healthcare and Family Services - We completed the site investigation at the CILA home, met with the house manager and reviewed the chart. We recently obtained the pharmacist contact information, so we need to contact her and try to get a name of someone at HFS that the pharmacy dealt with. The appeals hearing happened in July and the medication was approved (after 2 appeals). We are going to meet with the psychiatrist in October. The case is still under investigation.

13-110-9038 Choate Mental Health and Developmental Center - We met with the facility director at Choate. The recipient has been transferred to another facility now. If more information is needed, we will have to obtain from there. Complainant is still concerned that there may be other developmentally disabled recipients on the mental health treatment side of Choate with the same issue of no active treatment or good reason to keep them there. The case is still under investigation.

Report of Findings: None

Case Closures:

12-110-9035 Choate Mental Health and Developmental Center - No response was received from Choate, none was required. Judy Atherton made a motion to close the case and make the report a part of the public record. Al Farmer seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

13-110-9004 Choate Mental Health and Developmental Center - The board approved Choate's response to the HRA recommendations. Al Farmer made a motion to close the case and make the report a part of the public record. Jim Livesay seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

13-110-9024 Herrin Hospital - Kim Conway shared an email from Herrin Hospital stating what HRA recommendations have already been addressed by the hospital. The hospital requested an extension of time to address a few other issues and form their formal response to the HRA's recommendations. Judy Atherton made a motion to table case closure to allow time for the hospital to respond. Kim will call the absent board members for their vote and the case will be ratified at the next meeting.

A motion was made by Al Farmer to re-enter closed session at 6:21 p.m. to discuss confidential information regarding case progress, draft reports and case closures involving Chester Mental Health Center. Jim Livesay seconded and it carried. Leah Hammel from Chester Mental Health was brought into closed session to discuss several cases. The HRA returned to open session at 8:06 p.m. having taken no action in closed session. The following summary of items was discussed in closed session: Case progress was reviewed for Cases #13-110-9020; 13-110-9021; 13-110-9025; 13-110-9026; 13-110-9028; 13-110-9031; 13-110-9032; 13-110-9033; 13-110-9036; 13-110-9037; 13-110-9039; 13-110-9040 and 13-110-9041. The draft report was reviewed for Case #13-110-9008. Case closures were considered for Cases #12-110-9017; 13-

110-9013; 13-110-9014; 13-110-9015; 13-110-9016; 13-110-9017; 13-110-9018 and 13-110-9019.

Case Progress Reports:

13-110-9020 Chester Mental Health Center - The chart has been reviewed. Once a detailed review of the records received has occurred, the case should be ready for report.

13-110-9021 Chester Mental Health Center - The records have been reviewed. The case is ready for report.

13-110-9025 Chester Mental Health Center - The records have been reviewed. The case is ready for report.

13-110-9026 Chester Mental Health Center - The chart has been reviewed. Once a detailed review of the records received has occurred, the case should be ready for report.

13-110-9028 Chester Mental Health Center - The records have been reviewed. The case is ready for report.

13-110-9031 Chester Mental Health Center - The chart review has been completed, we may need more information. The case is still under investigation.

13-110-9032 Chester Mental Health Center - The initial chart review has been completed. Once a detailed review of the records received has occurred, the case should be ready for report.

13-110-9033 Chester Mental Health Center - The recipient was found fit and discharged. The chart needs to be reviewed. The case is still under investigation.

13-110-9036 Chester Mental Health Center - The recipient has been transferred to another facility. We will need to obtain his records from there. The case is still under investigation.

13-110-9037 Chester Mental Health Center - The chart needs to be reviewed. The case is still under investigation.

13-110-9039 Chester Mental Health Center - The chart needs to be reviewed. The case is still under investigation.

13-110-9040 Chester Mental Health Center - The chart needs to be reviewed. The case is still under investigation.

13-110-9041 Chester Mental Health Center - The chart needs to be reviewed. The case is still under investigation.

Reports of Findings:

13-110-9008 Chester Mental Health Center - The draft report was reviewed. Judy Atherton made a motion to approve the report as stated, subject to review by Teresa Parks. Al Farmer seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

Case Closures

12-110-9017 - Chester Mental Health Center - The board approved the facility's response to HRA recommendations. Al Farmer moved to accept the facility's response, close the case and make the findings a part of the public record forwarding a copy of the report to OIG for informational purposes due to ongoing concerns with the OIG investigative process. Jim Livesay seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

13-110-9013 - Chester Mental Health Center - The board approved the facility's response to HRA recommendations. Judy Atherton moved to accept the response, close the case and make the findings a part of the public record. Al Farmer seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

13-110-9014 - Chester Mental Health Center - No facility response was received, none was required. Judy Atherton moved to close the case and make the findings a part of the public record. Al Farmer seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

13-110-9015 - Chester Mental Health Center - The board approved the facility's response to HRA recommendations. Jim Livesay moved to accept the response, close the case and make the findings a part of the public record. Al Farmer seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

13-110-9016 - Chester Mental Health Center - No facility response was received, none was required. Al Farmer moved to close the case and make the findings a part of the public record. Jim Livesay seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

13-110-9017 - Chester Mental Health Center - The board approved the facility's response to HRA recommendations. Jim Livesay moved to accept the response, close the case and make the findings a part of the public record. Al Farmer seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

13-110-9018 - Chester Mental Health Center - No facility response was received, none was required. Judy Atherton moved to close the case and make the findings a part of the public record. Al Farmer seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

13-110-9019 - Chester Mental Health Center - No facility response was received, none was required. Judy Atherton moved to close the case and make the findings a part of the public record. Al Farmer seconded and it carried. Kim Conway will call the absent board members for their vote and the case will be ratified at the next meeting.

Other Unfinished Business: None

The next meeting is scheduled for 5:00 p.m. on November 19, 2013 at the Shawnee Community College Extension in Metropolis.

Judy Atherton made a motion to adjourn at 8:18 p.m. Al Farmer seconded and it carried.

Respectfully Submitted,
Pam O'Connor, Secretary